

Compl. (ECF No. 3). Accordingly, the Court construes Plaintiff's Objection to the Findings, Conclusions, and Recommendation as an amended complaint.

In view of Plaintiff's Amended Complaint, the Court hereby VACATES the Findings, Conclusions, and Recommendation dated December 4, 2023. The Court TERMINATES as moot Defendant's Motion to Dismiss filed on May 22, 2023, which is directed at Plaintiff's original Complaint. *See* Mot. (ECF No. 7). The Court further ORDERS Defendant to respond to the Amended Complaint within 21 days of the date of this Order—by **January 24, 2024**.

SO ORDERED.

January 3, 2024.



REBECCA RUTHERFORD
UNITED STATES MAGISTRATE JUDGE